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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Gas and Electric Company
To Revise Its Electric Marginal Costs, Revenue
Allocation, and Rate Design.

(U 39 M)

Application 06-03-005
(Filed March 2, 2006)

**ADMINISTRATIVE LAW JUDGE'S RULING
GRANTING MOTIONS FOR PARTY STATUS**

On February 28, 2008, Wal-Mart Stores, Inc. (Wal-Mart) filed a motion for party status in this proceeding. Wal-Mart owns 32 super stores, 150 discount stores, 37 service centers and 6 distribution centers in California.

On February 28, 2008, Kinder Morgan Energy Partners, L.P. (Kinder Morgan) also filed a motion for party status in this proceeding. Kinder Morgan is a pipeline transportation and energy storage company that owns an interest in or operates more than 24,000 miles of pipelines and 150 terminals. Its pipelines transport natural gas, gasoline, crude oil, CO₂ and other products, and its terminals store petroleum products and chemicals and handle bulk materials like coal and petroleum coke.

Both Wal-Mart and Kinder Morgan seek party status in order to file comments responding to the January 23, 2008 "Assigned Commissioner's Ruling Requesting Comments on Draft Timetable and Rate Guidance and Updating

Schedule” (Ruling).¹ Both Wal-Mart and Kinder Morgan indicate their interests are not represented by any party to this proceeding, and their comments relate directly to the significant negative impact that the issues discussed in the Ruling, and attachments, may have on their ability to do business in California. In addition to comments, both Wal-Mart and Kinder Morgan contemplate participating appropriately as active parties in this proceeding.

Participation by either Wal-Mart or Kinder Morgan will not delay the schedule or broaden the scope of the issues in the proceeding.

Therefore, **IT IS RULED** that the motions for party status filed by Wal-Mart Stores, Inc. and Kinder Morgan Energy Partners, L.P. are granted.²

Dated March 10, 2008, at San Francisco, California.

/s/ DAVID K. FUKUTOME
David K. Fukutome
Administrative Law Judge

¹ The comments of Wal Mart and Kinder Morgan have been lodged with the Commission’s Docket Office, pending a ruling on their motions for party status.

² Pursuant to Rule 11.1(g) of the Commission’s Rules of Practice and Procedure, this motion is being ruled on before responses to the motion have been filed.

INFORMATION REGARDING SERVICE

I have provided notification of filing to the electronic mail addresses on the attached service list.

Upon confirmation of this document's acceptance for filing, I will cause a Notice of Availability of the filed document to be served upon the service list to this proceeding by U.S. mail. The service list I will use to serve the Notice of Availability of the filed document is current as of today's date.

Dated March 10, 2008, at San Francisco, California.

/s/ JEANNIE CHANG

Jeannie Chang